



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of)	MAIL STOP: Amendment
Kwang-ki Choi et al.)	
Application No.: 10/823,653)	Group Art Unit: 2828
Filed: April 14, 2004)	Examiner: JEFFREY D. LANE
For: SEMICONDUCTOR LASER)	Confirmation No.: 4964
DEVICE)	
)	

REQUEST FOR RECONSIDERATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In reply to the final Office Action dated July 27, 2006, applicants respectfully request reconsideration of the above-captioned application.

The Office Action repeats a rejection of claims 1 and 9 under 35 U.S.C. §102(b) as allegedly being anticipated by the Van Ruyven patent (U.S. Patent 4,476,563); a rejection of claims 1-8 under 35 U.S.C. §102(b) as allegedly being anticipated by the Okazaki et al patent (U.S. Patent 5,966,396); and a rejection of claims 9-16 under 35 U.S.C. §103 as allegedly being unpatentable over the Okazaki et al patent in view of the Witzigmann et al patent publication (U.S. Published Patent Appln. 2004/0264529) or alternatively, the Tsukada et al. patent (U.S. Patent No. 4,142,160). These rejections are respectfully traversed.

The Present Invention

By way of background, when light emitting surfaces are scribed, a cleavage plane is formed on the light emitting side. However, particularly when a ridge waveguide structure is formed on the upper cladding, a scribing force is transferred



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Title: SEMICONDUCTOR LASER DEVICE)	Confirmation No.: 4964
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AMENDMENT/REPLY TRANSMITTAL LETTER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Enclosed is a reply for the above-identified patent application.

- ☐ A Petition for Extension of Time is enclosed.
- ☐ _____ Terminal Disclaimer(s) and the ☐ \$ 65 ☐ \$ 130 fee per Disclaimer due under 37 C.F.R. § 1.20(d) are enclosed.
- ☐ Also enclosed is/are: _____
- ☐ Small entity status is hereby claimed.
- ☐ Applicant(s) requests continued examination under 37 C.F.R. § 1.114 and enclose the ☐ \$ 395 ☐ \$ 790 fee due under 37 C.F.R. § 1.17(e).
- ☐ Applicant(s) requests that any previously unentered after final amendments not be entered. Continued examination is requested based on the enclosed documents identified above.
- ☐ Applicant(s) previously submitted _____ on _____ for which continued examination is requested.
- ☐ Applicant(s) requests suspension of action by the Office until at least _____, which does not exceed three months from the filing of this RCE, in accordance with 37 C.F.R. § 1.103(c). The required fee under 37 C.F.R. § 1.17(i) is enclosed.
- ☐ A Request for Entry and Consideration of Submission under 37 C.F.R. § 1.129(a) (1809/2809) is also enclosed.

- ☒ No additional claim fee is required.
- ☐ An additional claim fee is required, and is calculated as shown below:

AMENDED CLAIMS					
	No. of Claims	Highest No. of Claims Previously Paid For	Extra Claims	Rate	Additional Fee
Total Claims	0	20	0	x \$ 50 (1202)	\$ 0
Independent Claims	0	3	0	x \$ 200 (1201)	0
<input type="checkbox"/> If Amendment adds multiple dependent claims, add \$ 360 (1203)					\$ 0
Total Claim Amendment Fee					\$ 0
<input type="checkbox"/> Small Entity Status claimed - subtract 50% of Total Claim Amendment Fee					0
TOTAL ADDITIONAL CLAIM FEE DUE FOR THIS AMENDMENT					\$ 0

- ☐ Charge _____ to Deposit Account No. 02-4800 for the fee due.
- ☐ A check in the amount of _____ is enclosed for the fee due.
- ☐ Charge _____ to credit card for the fee due. Form PTO-2038 is attached.
- ☒ The Director is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.20(d) and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

BUCHANAN INGERSOLL & ROONEY PC

Date September 25, 2006

By:


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